

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BRIAN WAYNE BRUCE,

Plaintiff,

v.

J. GUERRA, et al.,

Defendants.

Case No. 1:20-cv-01625-AWI-EPG (PC)

ORDER DIRECTING PLAINTIFF TO FILE
SCHEDULING AND DISCOVERY
STATEMENT

TWENTY-ONE-DAY DEADLINE

(ECF No. 20)

ORDER DIRECTING CLERK TO SEND
PLAINTIFF COPY OF ORDER REQUIRING
STATEMENTS FROM PARTIES
REGARDING SCHEDULE AND
DISCOVERY (ECF NO. 20)

On April 12, 2021, the Court issued an order requiring the parties to submit scheduling and discovery statements within thirty days. (ECF No. 20). On May 11, 2021, Defendants filed their scheduling and discovery statement. (ECF No. 22). On May 20, 2021, Plaintiff filed a motion for an extension of time, asking that he be given until August 18, 2021, to file his scheduling and discovery statement. (ECF No. 23). Plaintiff's request was granted. (ECF No. 24). However, Plaintiff's extended deadline has passed and Plaintiff did not file a scheduling and discovery statement.

The Court will grant Plaintiff an additional twenty-one days to file his scheduling and discovery statement and will direct the Clerk of Court to send Plaintiff a copy of the order requiring statements from parties regarding schedule and discovery. The Court notes that if

1 Plaintiff fails to file his statement within this twenty-one-day period, the Court may issue findings
2 and recommendations to the assigned district judge, recommending that this action be dismissed,
3 without prejudice, for failure to prosecute and failure to comply with court orders.

4 Accordingly, IT IS ORDERED that:

- 5 1. Plaintiff has twenty-one days from the date of service of this order to file his
6 scheduling and discovery statement;
- 7 2. Failure to comply with this order may result in the dismissal of this action; and
- 8 3. The Clerk of Court is directed to send Plaintiff a copy of the order requiring
9 statements from parties regarding schedule and discovery (ECF No. 20).

10 IT IS SO ORDERED.
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12 Dated: September 3, 2021

/s/ Eric P. Grogan
13 UNITED STATES MAGISTRATE JUDGE
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